

Message Text

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PAGE 01 JAKART 07984 281126Z

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C O N F I D E N T I A L JAKARTA 7984

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LIMDIS

EO 11652: GDS

TAGS: PBOR,PLOS,ENRG,ID

SUBJECT: LOS: US-INDONESIAN CONSULTATIONS

REFS: A. JAKARTA 7763 (NOTAL)

B. JAKARTA 7344 (NOTAL)

C. JAKARTA 3782 (NOTAL)

D. JAKARTA 3779 (NOTAL)

E. STATE A-1789 (NOTAL)

F. CARACAS 5863

SUMMARY: IN MEETING WITH AMBASSADOR JUNE 27 JUSTICE
MINISTER MOCHTAR NOTED THAT GOI MINING DEPARTMENT
HAS PROBLEM WITH WIDTH OF SEALANES PROPOSED IN
INDONESIAN NOTES COVERING WASHINGTON LOS TALKS.
MINING OFFICIAL RAISED WITH EMBOFF THIS AND OTHER
QUESTIONS ON WHICH GOI WISHES CLARIFICATION. END SUMMARY

1. DURING AMBASSADOR'S CALL ON MOCHTAR JUNE 28, LATTER
NOTED THAT THERE IS ONE POINT IN GOI NOTES ON US-INDONESIAN
LOS NEGOTIATIONS IN WASHINGTON WHICH CAUSING PROBLEMS WITH-
IN MINIG DEPARTMENT. POINT IN QUESTION IS WORDING,
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PAGE 02 JAKART 07984 281126Z

"WIDTH OF THE SEALANES SHOULD BE SIFFICIENTLY LARGE

FOR SAFETY OF NAVIGATION WHILE IN TRANSIT, AND IN THIS REGARD INDONESIA AGREED WITH THE WIDTH OF 80 PERCENT OF WATERS BETWEEN THE ISLAND OR 10 NAUTICAL MILES, WHICHEVER IS THE LESSER" (PARA 2C REF B). MINING DEPARTMENT IS BOTHERED BY THIS SINCE SUCH A DEFINITION COULD PRECLUDE FULL UTILIZATION OF SEABED RESOURCES, PARTICULARLY IN SUNDA STRAIT WHERE INDONESIA EVEN PLANNING UNDERWATER STORAGE TANKS. MOCHTAR SAID "40 PERCENT WOULD BE MORE LIKE IT," OR ABOUT ONE-THIRD OF WIDTH OF A STRAIT. WHEN MOCHTAR RAISED PROBLEM WITH MARSHAL SOEDARMONO, WHO LED TEAM TO WASHINGTON, LATTER REPLIED THAT NOTES GIVEN TO US EMBASSY (REF B) WERE ONLY TENTATIVE AND DID NOT REPRESENT OFFICIAL GOI POSITIONS.

2. DURING MEETING AMBASSADOR NOTED THAT MINING DEPARTMENT HAD REQUESTED CLARIFICATION OF CERTAIN US POSITIONS ADDING THAT WE THOUGHT IT BEST TO SUGGEST THAT INDONESIAN DELEGATION SEEK SUCH CLARIFICATION DIRECTLY FROM US DELEGATION IN CARACAS, BUT WOULD OF COURSE ALERT OUR DELEGATION TO POINTS IN QUESTION. MOCHTAR AGREED AND WE HAVE SO REPLIED TO MINING DEPARTMENT.

3. EARLIER IN DAY IR. SOEMBARJONO (CHIEF, DEVELOPMENT AND PLANNING DIVISION, DIRECTORATE OF OIL AND GAS, MINISTER OF MINES AND MEMBER OF GOI LOS TEAM THAT VISITED WASHINGTON, DC) CALLED ON EMBOFF REQUESTING CLARIFICATION FOLLOWING POINTS RELATED TO LOS DISCUSSIONS.

A. UNIMPEDED PASSAGE THROUGH SEALANES: AFTER DESCRIBING RELATIONSHIP BETWEEN OFFSHORE EXPLORATION AND PRODUCTION ACTIVITIES AND SEALANES ISSUE, SOEMBARJONO ASKED WHAT CONSEQUENCES WOULD BE IF GOI ACCEPTED USG POSITION FOR UNIMPEDED PASSAGE IN PARTICULAR, SOEMBARJONO ASKED IF ACCEPTANCE OF UNIMPEDED PASSAGE CONCEPT WOULD PRECLUDE POSSIBILITY OF GOI DESIGNATING PART OF AGREED SEALANE WHERE OIL EXPLORATION AND PRODUCTION ACTIVITIES TAKING PLACE AS "SAFETY ZONE" THROUGH WHICH SHIPS COULD NOT PASS. HE GAVE AS

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PAGE 03 JAKART 07984 281126Z

EXAMPLE SUNDA STRAIT, JAVA SEA AND BANGKA STRAIT AREA WHERE SEALANE WOULD TRANSVERSE IIAPCO OFFSHORE CONTRACT AREA WHERE THERE ARE NOW PRODUCTION FACILITIES (KITTY AND CINTA FIELDS) AND ACTIVE EXPLORATION PROGRAM. HE SAID THAT WHILE SECURITY CONCEPT DISCUSSED IN WASHINGTON, (PARA 2B REF B), PRECISE RELATIONSHIP BETWEEN USG'S UNIMPEDED PASSAGE CONCEPT AND INDONESIA'S INTEREST IN RESOURCE DEVELOPMENT (SAFETY ZONES) WAS NOT DISCUSSED.

B. OFFSHORE EXPLORATION AND PRODUCTION POLLUTION

CONTROL: SOEMBARJONO SAID THAT DURING TALKS IN LONDON, UK TEAM TOOK POSITION THAT FORMULATION AND ENFORCEMENT OF OFFSHORE EXPLORATION AND PRODUCTION POLLUTION CONTROL REGULATIONS WOULD BE RESPONSIBILITY OF COASTAL STATE. SINCE ISSUE DID NOT ARISE IN WASHINGTON, DC, SOEMBARJONO ASKED FOR CONFIRMATION THAT USG HELD SAME VIEW.

C. SHIPPING POLLUTION CONTROL: SOEMBARJONO SAID

THAT BOTH USG AND UK TOOK POSITION THAT COASTAL STATES SHOULD ACCEPT INTERNATIONAL STANDARDS AND COVERING MARINE SHIPPING POLLUTION CONTROL BUT THAT TWO COUNTRIES DIFFERED ON ENFORCEMENT: USG AGREED ENFORCEMENT SHOULD BE RESPONSIBILITY OF COASTAL STATE WHILE UK ARGUED ENFORCEMENT SHOULD BE UNDERTAKEN BY "FLAG STATES." SOEMBARJONO ASKED IF IT WOULD BE POSSIBLE FOR USG TO ACCEPT GOI PREFERENCE THAT BOTH STANDARDS AND ENFORCEMENT BE RESPONSIBILITY OF COASTAL STATES. HE POINTED OUT THAT THROUGH OVERSIGHT THIS POINT HAD NOT BEEN INCLUDED IN THE GOI NOTES ON THE WASHINGTON MEETING. (NOTE: SOEMBARJONO ATTENDED LOS DISCUSSIONS IN JAKARTA IN WHICH SUBJECT WAS TOUCHED ON--NOTE PARA 15 REF C-- AND GOI HAS RECEIVED COPIES OF ATTACHMENTS TO REF E.) ALTHOUGH IT IS MENTIONED IN U.S. PROVISIONAL DRAFT NOTES ON 6/1 LOS CONSULTATIONS (E.2. AND 3), SOEMBARJONO MENTIONED THAT BECAUSE GOI DOES NOT HAVE SUFFICIENT FUNDS TO IMPLEMENT PROVISIONS (CONSTRUCTION OF LARGE DEBALLASTING TANKS), IT CANNOT RATIFY IMCO POLLUTION CONTROL CONVENTION NOR CAN GOI ACCEPT, AT PRESENT TIME, IMCO STANDARDS. SOEMBARJONO ASKED SPECIFICALLY IF THE USG COULD ACCEPT GOI PREFERENCE FOR FORMULATION

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PAGE 04 JAKART 07984 281126Z

ALLOWING COASTAL STATE TO ESTABLISH STANDARDS (WITH INTERNATIONAL ADVICE) AND TO BE RESPONSIBLE FOR ENFORCEMENT.

D. MAPS OF PROPOSED SEALANES: SOEMBARJONO ASKED

IF OFFICE OF THE GEOGRAPHER (HODGSON) COULD SEND MAPS SHOWING PROPOSED SEALANES DISCUSSED DURING WASHINGTON LOS CONSULTATIONS. HE SAID GOI WISHED TO LOOK AT PASSAGE AREAS PROPOSED BY USG IN RELATION TO PRESENT AND FUTURE EXPLORATION AND PRODUCTION PROGRAMS.

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